

Drawings shall be consistent with the Plot Plan, the Operating Agreement, this Agreement and approximately show, among other things, (i) the location of all buildings and improvements, (ii) the dimensions, elevations and maximum initial and future heights of all buildings and improvements, (iii) the architectural design concept, (iv) the provisions for future horizontal and vertical expansion and (v) a specification of the certain materials to be used in construction. After the submission of the Preliminary Drawings for any Phase of Development to Penney, Penney shall notify the Developer of any objection or proposed change thereto. The Developer shall then cause the Project Architect and the Project Engineer, or either of them, to meet with Penney or its designated representatives and all parties shall use their best efforts to resolve any such objection or proposed change thereto consistent with the Plot Plan, the Operating Agreement, this Agreement and good construction standards and practices.

Section 2.04. Final Drawings and Specifications of Developer. After the date of the approval by Penney of the Preliminary Drawings for any Phase of Development, the Developer shall cause the Project Architect and the Project Engineer, or either of them, to promptly submit to Penney, for its approval, the Final Drawings for such Phase of Development, as taken from the approved Preliminary Drawings. After the submission of the Final Drawings for each Phase of Development, Penney shall notify the Developer of any objections or proposed changes thereto. The Developer shall then cause the Project Architect and the Project Engineer, or either of them, to resolve any such objections or proposed changes and promptly resubmit such Final Drawings to Penney. The right of Penney to object to the Final Drawings for the Mall and the store buildings located on the Developer Site, other than the mall court adjoining the Penney Building,